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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 IAN A. WOODS,

11 Plaintiff,

12 vs.

13 GREG COX, *et al.*,

14 Defendants.
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) 2:13-cv-00833-APG-PAL
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16 **ORDER**

17 This action is a *pro se* civil rights complaint filed pursuant to 42 U.S.C. § 1983 by a state
18 prisoner. Plaintiff has submitted a complaint and seeks leave to proceed *in forma pauperis*. (ECF
19 No. 1). This matter has not been properly commenced because plaintiff submitted incomplete
20 financial paperwork. Under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2, plaintiff must attach
21 both an inmate account statement for the past six months and a properly executed financial
22 certificate. Plaintiff has failed to submit an inmate account statement for the past six months.
23 Without the complete printout showing daily account activity over the full six-month period, the
24 Court is unable to assess whether the current balance on the financial certificate is representative of
25 petitioner's ability to pay. The Court is unable to see, *inter alia*, the regularity and amount of any
26 incoming funds as well as the extent to which petitioner is making discretionary expenditures that
instead could be applied to payment of the filing fee.

1 **IT THEREFORE IS ORDERED** that the application (ECF No. 1) to proceed *in forma*
2 *pauperis* is **DENIED** and that this action is **DISMISSED WITHOUT PREJUDICE** to the filing of
3 a new complaint in a new action with a properly completed pauper application with all new and
4 complete financial attachments in compliance with 28 U.S.C. § 1915(a).

5 **IT FURTHER IS ORDERED** that the Clerk of the Court shall send plaintiff two copies of
6 an *in forma pauperis* application form for a prisoner, one copy of the instructions for same, two
7 copies of a blank 42 U.S.C. § 1983 prisoner civil rights form, and one copy of instructions for the
8 same. The Clerk shall also send plaintiff a copy of the complaint and all documents submitted in
9 this action, at ECF No. 1.

10 **IT IS FURTHER ORDERED** that plaintiff may file a new complaint and *in forma pauperis*
11 application in a new action, but he may not file further documents in this action.

12 **IT IS FURTHER ORDERED** that the Clerk of the Court shall enter judgment accordingly.

13 **IT IS FURTHER ORDERED** that this Court **CERTIFIES** that any *in forma pauperis*
14 appeal from this order would **not** be taken “in good faith” pursuant to 28 U.S.C. § 1915(a)(3).

15 Dated this 14th day of May, 2013.

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19 UNITED STATES DISTRICT JUDGE
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